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**MAR 3 1 2004**

**OFFICE OF PETITIONS**

In re Application of  
Herbert Bruder et al.  
Application No. 10/671,894  
Filed: September 26, 2003  
Attorney Docket No. P03,0333

DECISION ACCORDING STATUS  
UNDER 37 CFR 1.47(a)

This is in response to the petition under 37 CFR 1.47(a), filed February 9, 2004.

The petition is **GRANTED**.

The above-identified application named Herbert Bruder, Thomas Flohr, Karl Stierstorfer and Kwok Tam as co-inventors but was filed on September 26, 2003 with an un-executed oath or declaration.

Accordingly, on December 18, 2003, a "Notice To File Missing Parts of Application" was mailed, requiring an executed oath or declaration and a surcharge for its late filing. A two month period for reply was set.

In response, on February 9, 2004, the instant petition under 37 CFR 1.47(a) and a declaration executed only by co-inventors Bruder, Flohr and Stierstorfer was filed. The petition claims that co-inventor Tam refused to execute the declaration. Co-inventor Tam's last known address and the required fees were also submitted. The petition bears proof that the application papers were sent by courier to Mr. Tam on September 29, 2003 and that the application papers were received by Mr. Tam.

A grantable petition under 37 CFR 1.47(a) requires: (1) proof that the non-signing inventor cannot be reached or refuses to sign the oath or declaration after having been presented with the application papers (specification, claims and drawings); (2) an acceptable oath or declaration in compliance with 35 U.S.C. §§ 115 and 116; (3) the petition fee; and (4) a statement of the last known address of the non-signing inventor.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). In view thereof, this application is hereby accorded Rule 1.47(a) status.

Thus, as provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

The application is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries related to this decision should be directed to the undersigned Petitions Attorney at (703) 305-4497.

Patricia Faison-Ball  
Senior Petitions Attorney  
Office of Petitions



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**MAR 31 2004**

**OFFICE OF PETITIONS**

In re Application of  
Herber Bruder et al.  
Application No. 10/671,894  
Filed: September 26, 2003  
Title of Invention: METHOD FOR GENERATING AN IMAGE BY MEANS OF A  
TOMOGRAPHY CAPABLE X-RAY DEVICE WITH  
MULTI-ROW X-RAY DETECTOR ARRAY

Dear Mr. Tam:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned Petitions Attorney at (703) 305-4497. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Patricia Faison-Ball  
Senior Petitions Attorney  
Office of Petitions

cc:  
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